IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.369 OF 2006
IN
WRIT PETITION NO.283 OF 2006

Hindustan Lever Ltd. ....Appellant
V/s.
Hindustan Lever Employees Union & Ors. ...Respondents

Mr.K.Naik i/b Mr.S.P. Salkar for the Appellant.

Ms.Meena Doshi i/b Jane Cox for Respondent No.1.

Mr.R.N. Shah for Respondent No.2.

CORAM : DR.S. RADHAKRISHNAN &
S.J. VAZIFDAR, JJ.
DATED : 19TH JULY, 2006.

P.C. :

1. Heard the learned counsel for the Appellant and the learned counsel for the Respondents.

2. By this Appeal, the Appellant - employer is challenging the order dated 27.2.2006 passed by the learned single Judge in a Writ Petition. The learned single Judge had declined to interfere with the order of the Industrial Court rejecting the preliminary objection raised by the Appellant - employer contending that there is no "relationship of employer - employee", by a detailed order.

3. After hearing all the parties and also after perusal of the impugned order, we find no illegality or perversity in the aforesaid order of the learned single Judge declining to interfere with regard to the interlocutory order deciding the preliminary objection.

4. However, having regard to the facts and circumstances of the case, it is made clear that the Appellant - employer, if they were to be finally aggrieved by any order of the Industrial Tribunal, the above issue "whether there was any relationship of employer - employee" can again be agitated before this Court. The Appeal stands disposed of accordingly.

(DR.S. RADHAKRISHNAN, J.)

S.J. VAZIFDAR, J.)